



Docket No.: 04703/0203023-US0  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Atsuhiko Ogura et al.

Application No.: 10/538,799

Filed: June 13, 2005

For: POLYMER, BIOABSORBABLE MATERIAL  
AND FILM FOR PREVENTING TISSUE  
FUSION

Confirmation No.: 9497

Art Unit: N/A

Examiner: Not Yet Assigned

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts of Application – Filing Date Granted mailed February 1, 2006, Applicant respectfully submits a copy of Combined Declaration and Power of Attorney, a copy of return receipt postcard with unofficial Serial Number stamped, and Part 2 Copy of Notice.

The surcharge of \$130.00 is not required, as the Combined Declaration and Power of Attorney were submitted to the USPTO on June 13, 2005, as indicated on the “stamped” return receipt postcard (copy attached) acknowledging receipt of the declaration (which identified the PCT application number).

6-14-2005 11:47:41 00000233 043166 10008799

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The Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this fee to Deposit Account No. 04-0100.

Dated: March 28, 2006

Respectfully submitted,

By

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Application No. (if known): 10/538,799

Attorney Docket No.: 04703/0203023-US0



## Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. in an envelope addressed to:

EV778823715-US

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on March 28, 2006  
Date

Lillian Garcia  
Signature

Lillian Garcia  
Typed or printed name of person signing Certificate

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Response to Notice to File Missing Parts of Application (2 pgs)  
Part 2 Copy of Notice (2 pgs)  
Copy of Return Receipt Postcard w/ unofficial Serial No.  
    stamped (1 pg)  
Copy of Executed DEC & POA (4 pgs)  
Return Receipt Postcard



BEST AVAILABLE COPY

Atty Docket No.: 04703/0203023-US0

Inventor: Atsuhiko Ogura et al.

Appn: Not Yet Assigned Filed: Concurrently Herewith

Title: POLYMER, BIOABSORBABLE MATERIAL AND FILM FOR  
PREVENTING TISSUE FUSION

Documents:

Transmittal Letter to the United States Designated-Elected Office (2  
pages) 

10/538799

Application Data Sheet (3 pages)

English language translation of the International application:

Specification (29 pages); Claims (2 pages); Abstract (1 pg.);  
Figs. 1-5 (3 pgs.)

Oath or declaration of the inventor(s) (4 pages)

Information Disclosure Statement (4 pgs); Form PTO SB/08 (1 pg.);  
A copy of International Search Report (2 pgs.); and four (4)  
documents

Assignment and Recordation form Cover Sheet (4 pages)

Check No. 8884 in the amount of \$1,040.00

Certificate of Express Mailing (1 page)

Via: Express Mail: Airbill No. EV432860262-05

Sender Initials: SPL/rmd Date: June 13, 2005

*600-389  
2005 Reg'd PCT/PTO 13 JUN 2005*



## UNITED STATES PATENT AND TRADEMARK OFFICE

*H. LAVIETES*

 UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/538,799	Atsuhiko Ogura	04703/0203023-US0
DUE: <u>April 1, 2006</u>		INTERNATIONAL APPLICATION NO.
7278 DARBY & DARBY P.C. Docketed on <u>2/9</u> by <u>JP</u> for		PCT/JP02/13063
P. O. BOX 5257 Docketed without file <input type="checkbox"/>		I.A. FILING DATE
NEW YORK, NY 10150-5257		PRIORITY DATE
Attorney _____		12/13/2002

 CONFIRMATION NO. 9497  
 371 FORMALITIES LETTER


\*OC000000017923635\*

Date Mailed: 02/01/2006

9-1-06

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/13/2005
- English Translation of the IA filed on 06/13/2005
- Information Disclosure Statements filed on 06/13/2005
- U.S. Basic National Fees filed on 06/13/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

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Telephone: (703) 308-9140 EXT 224

**PART 1 - ATTORNEY/APPLICANT COPY**

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/538,799	PCT/JP02/13063	04703/0203023-US0

FORM PCT/DO/EO/905 (371 Formalities Notice)